

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Scheele and Hildreth Art Unit: 1648
Application No.: 10/625,090 Examiner: E. M. Le
Filing Date: July 22, 2003 Conf. No.: 8783
Title: COMPOSITIONS AND METHODS FOR TREATING AND PREVENTING
INFECTON

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

La Jolla Biosciences and The Johns Hopkins University School of Medicine are the assignees of an undivided interest in Application No. 10/625,090, filed July 22, 2003 entitled COMPOSITIONS AND METHODS FOR TREATING INFECTION, and Application No. 10/637,793, filed August 8, 2003, entitled COMPOSITIONS AND METHODS FOR PREVENTING INFECTION. The Assignments for La Jolla Biosciences were recorded in the United States Patent and Trademark Office on December 28, 2005, at Reel 016948, Frame 0589 and at Reel 016948, Frame 0626, respectively. . The Assignments for Johns Hopkins University School of Medicine were recorded in the United States Patent and Trademark Office on October 25, 2005, at Reel 016683, Frame 0009 and at Reel 016683, Frame 0102, respectively. The evidentiary documents referred to herein have been reviewed by the undersigned and it is certified that to the best of the undersigned's knowledge and belief, title is in the Assignees.

Pursuant to 37 C.F.R. § 1.321(c), the undersigned, on behalf of Petitioners, La Jolla Biosciences and The Johns Hopkins University School of Medicine, disclaims the terminal part of any patent granted on the above-identified Application No. 10/625,090 which would extend beyond the expiration date of Application No. 10/637,793. Petitioners hereby agree that any patent so granted on the above-identified application, No. 10/625,090, shall be enforceable only

In re Application of:
Scheele and Hildreth
Application No.: 10/625,090
Filed: July 22, 2003
Page 2

PATENT
Atty Docket No.: JHU1710-4

for and during such period that the legal title to said patent shall be the same as the legal title to Application No. 10/637,793, this Agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successor or assigns.

The Commissioner is hereby authorized to charge a total of \$590.00 as payment for the three-month Extension of Time fee (\$525.00) and Terminal Disclaimer fee (\$65.00), for small entity, to Deposit Account No. 07-1896. Additionally, the Commissioner is authorized to charge any other fees that may be due in connection with the filing of this paper, or credit any overpayment to Deposit Account No. 07-1896 referencing the above-identified attorney docket number.

Respectfully submitted,



Lisa A. Haile, J.D., Ph.D.
Reg. No.: 38,347
Telephone: (858) 677-1456
Facsimile: (858) 677-1465

DLA PIPER US LLP
4365 Executive Drive, Suite 1100
San Diego, CA 92121-2133
USPTO Customer No.: 28213